



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Alberto HERNANDEZ-Meza

Defendant.

Magistrate Case No.:

'08 MJ 8137

COMPLAINT FOR VIOLATION OF

21 U.S.C. § 952 and 960

Importation of a Controlled Substance
(Felony)

The undersigned complainant being duly sworn states:

That on or about February 13, 2008, within the Southern District of California, defendant Alberto HERNANDEZ-Meza did knowingly and intentionally import approximately 47.88 kilograms (105.33 pounds) of marijuana a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.


Special Agent
U.S. Immigration & Customs
Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 14TH
DAY OF FEBRUARY 2008.


PETER C. LEWIS
UNITED STATES MAGISTRATE JUDGE

1
2 UNITED STATES OF AMERICA

3 v.

4 Alberto HERNANDEZ-Meza

5 STATEMENT OF FACTS

6 This statement of facts is based on the reports, documents, and notes furnished
7 to US Immigration and Customs Enforcement Special Agent Timothy Ballard.

8 On February 13, 2008 at approximately 0730 hours, Alberto HERNANDEZ-Meza
9 entered the United States at the Calexico, California, West Port of Entry. HERNANDEZ
10 was the driver of a 1984 Toyota Pick-Up, bearing California license plate 7N45916.
11 The primary inspector tapped on the bed of HERNANDEZ's Toyota truck and noticed
12 that it sounded unusually thick. HERNANDEZ gave the primary inspector a negative
13 oral customs declaration. The vehicle was referred to the secondary lot for closer
14 examination.

15 In the vehicle secondary lot, a canine inspection of the vehicle was performed.
16 The canine alerted and responded to the tailgate area of the vehicle.

17 A subsequent inspection of the vehicle revealed 41 packages contained within a
18 false compartment in the bed of the truck. One of the packages was probed and a
19 sample of a green leafy substance was obtained, which field tested positive for
20 marijuana. The 41 packages had a combined net weight of approximately 47.88
21 kilograms (105.33 pounds).

22 HERNANDEZ was placed under arrest and advised of his Constitutional Rights,
23 which he acknowledged and waived, agreeing to answer questions. HERNANDEZ
24 admitted knowledge of the marijuana and said he was to be paid to smuggle it into the
25 United States.

26 HERNANDEZ was booked into the Imperial County Jail pending his initial
27 appearance before a U.S. Magistrate Judge.
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